

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Pacific Gas and Electric Company
in its 2002 Nuclear Decommissioning Cost
Triennial Proceeding. (U 39 E)

Application 02-03-020
(Filed March 15, 2002)

**ADMINISTRATIVE LAW JUDGE'S RULING
GRANTING MOTION TO ACCEPT LATE-FILED COMMENTS
ON PROPOSED DECISION**

On August 15, 2003, Surfrider Foundation (Surfrider) filed a motion to accept late filed comments on the proposed decision. Granting the motion would have required delaying the Commission's consideration of the proposed decisions in this proceeding as well as in Application 02-03-039. Therefore, I denied the motion. Subsequently, the Commission delayed consideration of both proposed decisions. As a result, no party will now be disadvantaged by granting the motion.

Since other parties have not had an opportunity to respond to Surfrider's comments, I will give them an opportunity to do so. However, Surfrider filed its comments after the other parties had filed their reply comments. Therefore, its comments are essentially comments and reply comments. As a result, I will not allow Surfrider to respond to the other parties replies to its comments.

Therefore, **IT IS RULED** that:

1. The motion of the Surfrider Foundation (Surfrider) to accept its late-filed comments on the proposed decision is granted.
2. Parties may file and serve replies to Surfrider's comments no later than September 2, 2003.
3. Parties' responses shall only address Surfrider's comments.
4. Surfrider shall not file a response to the other parties' replies to its comments.

Dated August 22, 2003, at San Francisco, California.

/s/ JEFFREY P. O'DONNELL

Jeffrey P. O'Donnell
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Granting Motion to Accept Late-Filed Comments on Proposed Decision on all parties of record in this proceeding or their attorneys of record.

Dated August 22, 2003, at San Francisco, California.

/s/ JANET V. ALVIAR

Janet V. Alviar

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.